

CF 1002

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(4)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPURWRIT PETITION (S) NO. 7430 /2006PETITIONER

PR. No. 2564/b
Presented by Amr Sharma
dated 20.12.06

Shivnand Rathore s/o Late
Nathuram Rathore , r/o Qtr
no EWS 258, M.P. Nagar,
Korba (C.G.)

VERSUSRESPONDENTS

1. State of C.G.- Through- The
Secretary Department of
Tribal Welfare, Mantralaya
D.K.S. Bhawan Raipur (C.G.)
2. Commissioner, Tribal
Welfare Department, Ravi
Shankar University Campus,
Raipur (C.G.)
3. Asst Commissioner, Tribal
Welfare Department
Collectorate Campus, Korba
(C.G.)
4. Principal Middle School,
Rampur, Korba (C.G.)



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WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA

मामला क्रमांक W.P.(s) No. 7426/06 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>8.1.2007</u> Mr. Ajay Shrivastava, Shri A.V. Shreedhar and Shri H.S. Ahluwalia, Advocates for the petitioners. Mrs. Anju Ahuja, Deputy Government Advocate for the State/respondents. With the consent of learned counsel for the parties, the matter is heard finally and disposed of. Order dictated in open Court in W.P. (s) No. 7426 of 2006, passed separately. A copy of this order be placed on record in other connected writ petitions.	

Sd/-
Satish K. Agnihotri
Judge

Bablu

P.T.O.

12/1/07

HIGH COURT OF CHHATTISGARH AT BILASPURSINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.WRIT PETITION (S.) NO. 7426 OF 2006

Petitioner : Dinbandhu Bharti
versus
Respondents : The State of Chhattisgarh and another

WRIT PETITION (S.) NO. 7427 OF 2006

Petitioner : Ramnarayan Pradhan
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7428 OF 2006

Petitioner : Smt. Manju Khujur
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7429 OF 2006

Petitioner : Krishna Kumar Chandra
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7430 OF 2006

Petitioner : Shivnand Rathore
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7431 OF 2006

Petitioner : Ram Chandra Namdeo
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7432 OF 2006

Petitioner : Smt. Sharada Sahu
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7433 OF 2006

Petitioner : Dharamlal Rathore
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7434 OF 2006

Petitioner : Smt. Mary Grace Minj
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7435 OF 2006

Petitioner : Smt. Purnima Pandey
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7436 OF 2006

Petitioner : Lakhanlal Jaiswal
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7437 OF 2006

Petitioner : Harnarayan Patel
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7438 OF 2006

Petitioner : Manoj Kumar Pandey
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7439 OF 2006

Petitioner : Indra Kumar Tiwari
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7440 OF 2006

Petitioner : Keshri Kishore Dubey
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7441 OF 2006

Petitioner : Laxman Prasad Rathore
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7442 OF 2006

Petitioner : Smt. Geeta Sharma
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7443 OF 2006

Petitioner : Chandra Kumar Sharma
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7444 OF 2006

Petitioner : Sanjeev Kumar Sharma
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7445 OF 2006

Petitioner : Phiratram Nishad
versus
Respondents : State of Chhattisgarh and others

(23)

WRIT PETITION (S.) NO.7446 OF 2006

Petitioner : Jaggannath Himdhar
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7447 OF 2006

Petitioner : Suresh Kumar Pathak
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7448 OF 2006

Petitioner : Chandrashekhar Sharma
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7449 OF 2006

Petitioner : Mahendra Kumar Mishra
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7450 OF 2006

Petitioner : Smt. Rama Karmkar (Maiden name-Ku.
Rama Mandal)
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7451 OF 2006

Petitioner : S.K. Rathore
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7452 OF 2006

Petitioner : Uttam Kumar Tiwari
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7453 OF 2006

Petitioner : Jhanak Ram Patel
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7454 OF 2006

Petitioner : Vijay Kumar Dwivedi
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7455 OF 2006

Petitioner : Mahesh Prasad Sahu
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7456 OF 2006

Petitioner : Panchram Sahu
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7457 OF 2006

Petitioner : Smt. Usha Chatur
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 7458 OF 2006

Petitioner : Puroshattam Kumar Kaushik
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7459 OF 2006

Petitioner : P.N. Sharma
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7460 OF 2006

Petitioner : Sitaram Kavar
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7461 OF 2006

Petitioner : Akhilesh Kumar Dubey
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7462 OF 2006

Petitioner : Balram Prasad Nayak
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7463 OF 2006

Petitioner : Umesh Prasad Sahu
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7464 OF 2006

Petitioner : Chandra Shekhar Sahu
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7465 OF 2006

Petitioner : Smt. Rekha Bhatt
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7466 OF 2006

Petitioner : Puran Chand Patel
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7467 OF 2006

Petitioner : Smt. Anita Ohri
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO.7468 OF 2006

Petitioner : Ram Hari Sharaff
versus
Respondents : State of Chhattisgarh and others

And

WRIT PETITION (S.) NO.7471 OF 2006

Petitioner : Kanhaiya Lal Yadav
versus
Respondents : State of Chhattisgarh and others

Mr. Ajay Shrivastava, Shri A.V. Shreedhar and Shri H.S. Ahluwalia,
Advocates for the petitioners.

Mrs. Anju Ahuja, Deputy Government Advocate for the
State/respondents.

ORDER

(Passed on 8th Day of January, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the facts and question of law involved in the present batch of writ

petitions are squarely covered by the decision of this Court in the case of *Yashwant Kumar Bharadwaj vs. Municipal Corporation, Durg and another*¹.

2. The petitioners in W.P. (s) No. 7440 of 2006, 7456 of 2006 and 7465 of 2006 have acquired M.Ed certificates after obtaining B.Ed. certificates.
3. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma vs. The State Govt. of Chhattisgarh and another*) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma vs. The State Govt. of Chhattisgarh and another*) (Supra).
4. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./M.Ed./B.T.I./D.Ed. Certificates at their own

(28)

expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

5. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

1 2006 (II) MPJR-CG 96

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